

AMENDMENT NO. _____

Signature of Sponsor

AMEND Senate Bill No. 1504

House Bill No. 32*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by deleting Sections 3 and 4 in their entirety and by substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 68-11-304(a)(2), is amended by deleting subdivision (A) in its entirety and by substituting instead the following:

(A)(i) The party requesting the patient's records shall be responsible for the reasonable costs of copying and mailing the patient's records.

(ii) The charges to a patient or a lawyer authorized by the patient to review the patient's records shall not exceed the reasonable costs for handling, copying and the actual costs of mailing the records. The reasonable costs described herein shall not include any costs involved with the maintenance and storage of the records nor shall it include any costs which may be from or associated with providing the records to any party other than a patient or a lawyer authorized by the patient to review the patient's records.

(iii) The charges for medical records to a patient or a lawyer authorized by the patient to review the patient's records which are equal or less than the following shall be presumed to be reasonable: a retrieval fee of fifteen dollars (\$15.00) which shall include the first five (5) pages of the medical record and a per page charge of seventy-five cents (\$.75) a page for the sixth (6th) page up to and including the fiftieth (50th) page; fifty cents (\$.50) a page for the fifty-first 51st) page up to the two hundred fiftieth (250th) page and twenty-five cents (\$.25) a page for all pages thereafter. The provision of this subsection shall have no further force and effect after July 1, 1998.

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SECTION 4. The comptroller of the treasury for the State of Tennessee is directed to perform a study to determine the actual costs of providing copies of hospital medical records. Such study report shall be presented to the Senate Commerce Labor and Agriculture Committee and the House Judiciary Committee on or before January 1, 1998.

The actual costs described herein shall not include any costs involved with the maintenance and storage of the records nor shall it include any costs which may be from or associated with providing the records to any party other than the patient or lawyer authorized by the patient to review the patient's records.

AND FURTHER AMEND by deleting the effective date section and by substituting instead the following:

SECTION 5. This act shall take effect July 1, 1997, the public welfare requiring it.

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